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11 Attorneys for Defendant

12 JOHNNY EARL HENDERSON

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14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA**  
16 **SAN FRANCISCO DIVISION**

17 UNITED STATES OF AMERICA

18 Plaintiffs,

19 v.

20 JOHNNY EARL HENDERSON,

21 Defendant.

Case No. 3:19-CR-00116-RS

**STIPULATION AND ORDER TO  
CONTINUE STATUS  
CONFERENCE**

Hon. Richard Seeborg

**STIPULATION**

The government and defendant in the above-captioned matter, by and through their counsel, hereby stipulate and agree as follows:

WHEREAS, this case is set before the court for a status conference on December 15, 2020 at 2:30 PM;

WHEREAS, on November 19, 2020, the government presented a tentative plea offer to counsel for Mr. Henderson;

WHEREAS, consideration of that plea offer requires an evaluation of the impact of that plea offer on overlapping charges pending against Mr. Henderson in Marin County Superior Court;

WHEREAS, Mr. Henderson's counsel in the Marin County case has advised that he has not been able to gather necessary information for that evaluation because the case apparently is not currently assigned to an Assistant District Attorney;

WHEREAS, Mr. Henderson's counsel in the Marin County case has advised that the Marin County case is scheduled for an appearance on December 17, which may provide an opportunity to begin to gather that information;

THEREFORE, the parties respectfully request that the Court move the status conference to 2:30 PM on January 5, 2021, or to such other date and time convenient to the Court.

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1                   **IT IS SO STIPULATED.**

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3           Dated: December 10, 2020

KING & SPALDING LLP

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5   By: /s/ Michael J. Shepard  
6   MICHAEL J. SHEPARD  
7   RUSSELL F. MARTINEZ  
8   CORY L. BURLESON

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10   Attorneys for Defendant  
11   JOHNNY EARL HENDERSON

12  
13           Dated: December 10, 2020

UNITED STATES ATTORNEY'S OFFICE

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15   By: /s/ per email authorization  
16   YOOSUN KOH

17   Assistant United States Attorney  
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**ORDER**

GOOD CAUSE THEREFORE having been shown, based upon the December 10, 2020 stipulation of the parties, IT IS HEREBY ORDERED THAT the status conference scheduled for 2:30 PM on December 15, 2020, is continued to 2:30 PM on January 5, 2021.

The Court finds that exclusion from the time limits applicable under 18 U.S.C. § 3161, the period from December 15, 2020, through January 5, 2021, or as soon thereafter as practicable, is warranted based on the need for adequate preparation, and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial.

**IT IS SO ORDERED.**

DATED: December 10, 2020

  
HONORABLE RICHARD SEEBORG  
United States District Court Judge